

FISCAL NOTE

SB 801 - HB 1424

April 22, 1997

SUMMARY OF BILL: Deletes provisions of current law regarding the termination of parental rights of an incarcerated parent which required 1) that parent receive notice and that the parent had a right to appear at a hearing and contest; 2) if an incarcerated parent wish to appear, transportation and court-appointed counsel would be provided; 3) if a parent voluntarily waives rights or takes no action after receiving notice, the court may proceed with termination. Bill also deletes the provision that if the child was under 8 years of age when the parent was sentenced to 10 years or more, parent would be subject to termination of parental rights. The bill limits putative father's rights if he has not filed a petition to legitimate the child or has not already legitimated the child. Under the bill the incarcerated parent will receive notice of the time and place of the termination hearing and that the hearing will determine whether parental rights should be terminated.

ESTIMATED FISCAL IMPACT:

Decrease State Expenditures - Not Significant

Assumes a decrease in state expenditures from eliminating transportation and legal counsel to an incarcerated parent subject to termination of parental rights and from expedited adoption proceedings.

CERTIFICATION:

This is to duly certify that the information contained herein is true and correct to the best of my knowledge.



James A. Davenport, Executive Director